GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Transport Department – Promotion of Sri A.Mohan, Deputy Transport Commissioner to the post of Joint Transport Commissioner (JTC) – Posting as JTC in the Office of the Transport Commissioner, A.P, Vijayawada in the Leave vacancy - Orders – Issued.

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TRANSPORT, ROADS & BUILDINGS (Tr.I) DEPARTMENT

G.O.RT.No. 171 **Dated: 21-04-2025**

Read the following:

1. G.O.Rt No. 87, TR&B(TR.1) Department, dt 19.02.2024.
2. Memo No: 2112076 /205/2023-Tr.I-A1 Dated:01/03/2024.
3. From the Transport Commissioner, AP letter No.13029/8/D1/2023-2, dated.01.05.2024
4. Interim orders of Hon'ble High Court of A.P. in IA No.1 of 2024 in WP no.10778 of 2024, dated.09.05.2024
5. Representation dated.16.05.2024 received from Sri A.Mohan, DTC, Kakinada
6. From the Transport Commissioner, AP letter No.13029/8/D1/2023-WP, dated.26.05.2024
7. From the Transport Commissioner, AP letter No.13029/8/D1/2023-WP, dated.19.07.2024
8. Notice in Contempt Case No.327 OF 2025 IN W.P. No.10778 OF 2024 filed by Sri A.Mohan, S/o A.Subbarathnam, Deputy Transport Commissioner.
9. From the Transport Commissioner, AP letter No.13029/8/D1/2023-WP, dated 04.03.2025.
10. Orders of Hon'ble High Court of A.P dated 07.03.2025 and orders dated 01.04.2025, in Contempt Case NO.327 OF 2025 IN W.P. No.10778 OF 2024 filed by Sri A.Mohan, S/o A.Subbarathnam, Deputy Transport Commissioner.
11. G.O.Rt.No.167 , TR&B(Tr.I) Department, Dated.16.04.2025

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ORDER:

1. Sri A.Mohan, Deputy Transport Commissioner has filed W.P.No.10778/2024 before the Hon'ble High Court of AP to consider his name for promotion to the post of Joint Transport Commissioner, without reference to charge sheet in C.C.5/2007, dt, 06.01.2007 (renumbered C.C.151/2015 in ACB Court, Karimnagar) and charge memos issued vide G.O.Rt.No.1006, dt, 03.10.2006 and G.O.Rt.No.315, dt, 02.11.2023 and FIR No.6/RCA-CIU/2016, dt, 27.04.2016.

2. The Hon'ble High Court in I.A. No.1 of 2024 in WP No.10778 of 2024 vide order dated.09.05.2024 in 4th read above, passed the following directions: -

> "Having considered these issues, it appears to this Court that in respect of each of the incidents, the Respondent Authorities were rather dragging their feet that resulted in protracting each of these cases for more than a decade. In respect of the first issue, the Respondent Authorities have been dragging their feet for more than two decades without any progress.

Under these circumstances, this Court is of the opinion that it is highly improper to ignore the legitimate right of the Writ Petitioner to be considered for promotion by projecting Proceedings which are at a snail pace. Therefore, this Court is of the prima facie opinion that balance of convenience lies in favour of the Writ Petitioner. Accordingly, there shall be a direction to the Respondents to consider the candidature of the Writ Petitioner for promotion without reference to any of the Disciplinary Proceedings mentioned supra".

3. In his representation 5th read above, Sri A.Mohan, Deputy Transport Commissioner has requested the Government to consider his promotion to the post of Joint Transport Commissioner, as per the Orders of the Honble High Court of AP in WP No.10778 of 2024 dated 09-05-2024 , without reference to one chargesheet and 2 charge memos and DA case (Total 3 ACB cases pending), as adverse remarks in his ACR for the year 2019-2020 were expunged by Government.

4. While the matter is under examination in the Government, Sri A.Mohan, Deputy Transport Commissioner, has filed Contempt Case No.327 of 2025 praying the Hon'ble High Court to summon the respondents and punish them for committing contempt of orders of the Hon'ble High Court passed in WP No.10778 of 2024, dated 09.05.2024 passed by the Hon'ble Judge under section 10 to 12 of Contempt of Courts Act and pass such other order or orders as the Hon'ble Court may deem fit and proper in the circumstances of the case. The Hon'ble High Court issued notice dated 07.02.2025 to the respondents. Further, the Hon'ble High Court vide its orders dated 01.04.2025 in Contempt Case No.327 of 2025, 10th read above, has issued a short adjournment to enable the Respondents to implement the Order of the Hon'ble Court and listed the matter on 24.04.2025.

5. In view of the interim orders of Hon'ble High Court of AP in IA No.1 of 2024 in WP No.10778 of 2024, dated.09.05.2024 and after careful examination of the matter, Government hereby decided to promote Sri A. Mohan, Deputy Transport Commissioner to the post of Joint Transport Commissioner (JTC) on ad-hoc basis with prospective effect duly invoking Rule 10(a) of AP State and Subordinate Service Rules 1996.

6. Accordingly, Government, after careful consideration, hereby order that the following Notification shall be published in the next issue of the Andhra Pradesh Gazette:--

NOTIFICATION

1. Sri A. Mohan, Deputy Transport Commissioner is promoted temporarily to the post of Joint Transport Commissioner (JTC) on ad-hoc basis with prospective effect duly invoking Rule 10(a) of AP State and Subordinate Service Rules 1996 in pursuant to the interim orders of Hon'ble High Court of AP in IA No.1 of 2024 in WP No.10778 of 2024, dated.09.05.2024, from the date of him assuming charge, subject to directions/outcome of OAs/WPs/WAs/RPs/CAs etc., if any, pending before the Tribunal/Courts etc.

2. He should join in the promotion post within the stipulated time of 15 (fifteen) days from the date of receipt of the order of appointment and promotion as specified in rule 11 (b) of A.P. State and Subordinate Service Rules, 1996, failing which he would forfeit the right of promotion to the cadre of Joint Transport Commissioner.

3. Consequent on his promotion as Joint Transport Commissioner, Sri A. Mohan is posted as Joint Transport Commissioner (Admin) and (IT) O/o Transport Commissioner, A.P., Vijayawada in the leave vacancy.

---End of Notification ---

7. Sri A. Mohan shall be continued as in-charge to the post of Deputy Transport Commissioner, Vijayawada until further orders.

8. The Transport Commissioner, A.P., Vijayawada shall take further necessary action in the matter accordingly and intimate the date of joining of the individual to the Government for information and record.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KANTILAL DANDE
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Printing, Stationery, Stores & Purchase, A.P, Vijayawada. (2 copies) (for publication in the next issue of A.P. Gazette and to send 10 copies to Government)
The Transport Commissioner, Andhra Pradesh, Vijayawada.
The Director of Translation, Undavalli (With a request to translate the above order/Notification into Telugu and furnish a copy of the same)
The Individuals through the Transport Commissioner, A.P, Vijayawada.
The Principal Accountant General, Andhra Pradesh, Vijayawada.
The Pay & Accounts Officer, Andhra Pradesh, Vijayawada.
Copy to:
The GA (Ser.E) Department, A.P. Secretariat.
The PS to Chief Secretary to Government, AP Secretariat
The PS to Secretary to CM (PPS), CMO, A.P. Secretariat.
The OSD to Hon'ble Minister for Transport, A.P. Secretariat.
The P.S. to Prl. Secretary to Government, TR&B Dept., A.P. Secretariat
Sf/Sc

// FORWARDED::BY ORDER //

SECTION OFFICER